

7-10-1974

## Peremptory Challenges In Jury Trial

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EVELLE J. YOUNGER  
ATTORNEY GENERAL

STATE OF CALIFORNIA



OFFICE OF THE ATTORNEY GENERAL

**Department of Justice**

555 CAPITOL MALL, SUITE 550  
SACRAMENTO 95814

**FILED**

In the office of the Secretary of State  
of the State of California

JUL 10 1974

EDMUND G. BROWN Jr., Secretary of State

By *Cashman M. Apperson*  
Deputy Secretary of State

July 9, 1974

Honorable Edmund G. Brown, Jr.  
Secretary of State  
111 Capitol Mall  
Sacramento, California 95814

Re: Initiative - Constitutional Amendment -  
Peremptory Challenges in Jury Trial

Dear Mr. Brown:

Pursuant to the provisions of section 3507 of the Elections Code, you are hereby informed that on this day we mailed to Mr. Patrick H. O'Shaughnessy and Ms. Bunny Roth, as proponents, the following title and summary:

PEREMPTORY CHALLENGES IN JURY TRIAL. INITIATIVE  
CONSTITUTIONAL AMENDMENT. In selecting the jury for  
the trial of any criminal matter each defendant shall  
have six peremptory challenges and the district  
attorney shall have no peremptory challenges.

Enclosed herewith is a declaration of mailing thereof, and a copy  
of the proposed measure.

Very truly yours,

EVELLE J. YOUNGER  
Attorney General

*[Signature]*  
J. M. SANDERSON  
Deputy Attorney General

JMS:PH  
Encs.

DECLARATION OF SERVICE BY MAIL

I, Pauline Hutson, declare as follows:

I am a citizen of the United States, over the age of 18 years and not a party to the within action; my place of employment and business address is: 555 Capitol Mall, Suite 550, Sacramento, California 95814.

On July 9, 1974, I served the attached Letter to Secretary of State in re the title and summary and the proposed initiative.


by placing a true copy thereof in an envelope addressed to the persons named below at the address set out immediately below each respective name, and by sealing and depositing said envelope in the United States Mail at Sacramento, California, with postage thereon fully prepaid. There is delivery service by United States Mail at each of the places so addressed, or there is regular communication by mail between the place of mailing and each of the places so addressed:

Mr. Patrick H. O'Shaughnessy  
76 Third Street, No. 725  
San Francisco 94103

Ms. Bunny Roth  
317 Tenth Street  
San Francisco, CA

I declare under penalty of perjury that the foregoing is true and correct.

Executed on July 9, 1974, at Sacramento, California 95814.

  
\_\_\_\_\_  
/s/ Pauline Hutson  
Declarant

Proposed Amendment  
To The  
CONSTITUTION OF THE STATE OF CALIFORNIA

ARTICLE I

Section 30

1 CALIFORNIA FOUNDATION FOR ECONOMIC JUSTICE  
76 Third Street #725  
2 San Francisco, California 94103  
Telephone: (415) 362-9210  
3  
4  
5

6 REQUEST TO THE ATTORNEY GENERAL FOR TITLE  
7 AND SUMMARY OF PROPOSED INITIATIVE MEASURE  
8  
9

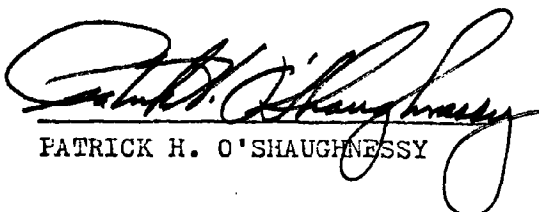
10 TO THE ATTORNEY GENERAL OF CALIFORNIA:  
11

12 We, the undersigned, being the proponents of the attached  
13 initiative measure, hereby submit the draft of the measure and  
14 request that you prepare a title and a summary of its principal  
15 points and purposes.

16 The foregoing is submitted pursuant to Article IV, Section  
17 1 of the Constitution of the State of California.  
18

19 Dated: March 22, 1974.

20  
21 Signed:

  
PATRICK H. O'SHAUGHNESSY  
22  
23  
24

  
BUNNY ROTH  
25  
26  
27  
28  
29  
30  
31  
32

1  
2 INITIATIVE MEASURE TO BE SUBMITTED  
3 DIRECTLY TO THE ELECTORS  
4  
5

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6 Proposed Amendment  
7 To The  
8 CONSTITUTION OF THE STATE OF CALIFORNIA  
9

10 ARTICLE I  
11

12 Section 30. In selecting the jury for the trial of any  
13 criminal matter each defendant shall have six peremptory challen-  
14 ges and the district attorney shall have no peremptory challenges.  
15

16 \* \* \* \* \*  
17 \* \* \* \* \*  
18 \* \* \* \* \*  
19 \* \* \* \* \*  
20 \* \* \* \* \*

July 11, 1974

TO THE REGISTRARS OF VOTERS AND COUNTY CLERKS:

Pursuant to Section 3507 of the Elections Code, there is transmitted herewith a copy of the Title and Summary prepared by the Attorney General on a proposed Initiative Measure entitled:

PEREMPTORY CHALLENGES IN JURY TRIAL.  
INITIATIVE CONSTITUTIONAL AMENDMENT.

Circulating and Filing Schedule:

1. Minimum number of signatures required . . . . . 520,806  
Constitution IV, 22(b).
2. Official Summary Date . . . . . 7/9/74  
Elections Code Section 3507.
3. Petition Sections:
  - a. First day Proponent can circulate Sections for  
signatures. . . . . 7/9/74  
Elections Code Section 3507.
  - b. Proponent may file petition sections with the Registrar of  
Voters at any time, and at as many times as he wishes during  
the 150 day period. The Registrar of Voters must determine  
within 30 days of any filing the number of qualified electors  
who have signed the petition.  
Elections Code Section 3520(a)(b).
  - c. Each Registrar of Voters where Proponents have filed any  
section of the petition shall transmit his Certificate to  
the Secretary of State. The Certificate is to show the num-  
ber of valid signatures determined as of that date. The  
following are the dates on which the Certificates must be  
sent to the Secretary of State:  
Elections Code Section 3520(c).

60 Day . . . . . 9/10/74\*

90 Day . . . . . 10/7/74

120 Day . . . . . 11/6/74

140 Day . . . . . 11/26/74

\*date adjusted for official deadline which falls on a  
Saturday, Sunday or Holiday.  
Code of Civil Procedure, Section 12.

## 3. Petition Sections (continued)

- d. Last day Proponent can circulate and file with the County . . . . .12/6/74  
Elections Code Sections 3507, 3520(a).
- e. Last day for County to transmit Certificate as to number of valid signatures on Initiative Petition . . . . .1/3/75\*  
Elections Code Section 3520(c).

## 4. Campaign Statements

- a. If the measure qualifies for the ballot:  
Last day for Proponent to file a Statement of Receipts and Expenditures for period ending 1/31/75 . . . . .2/7/75  
(If the Secretary of State qualified the measure for the ballot on a date other than 1/3/75, the last day is the 35th calendar day after the date the measure qualified.)  
Elections Code Section 11552(a).
- b. If the measure does not qualify for the ballot:  
Last day for Proponent to file a Statement of Receipts and Expenditures for period ending 1/3/75. . . . .1/10/75  
Elections Code Section 11552(b).

## 5. The Proponents of the above measure are:

Mr. Patrick H. O'Shaughnessy  
76 Third Street, No. 725  
San Francisco, CA 94103

Ms. Bunny Roth  
317 Tenth Street  
San Francisco, CA



PHILLIP J. MENDES  
Chief, Elections Division

PJM:msl

NOTE TO PROPONENT: Your attention is directed to Elections Code Sections 3500.1, 3502, and 3502.5 for appropriate format and type considerations in printing, typing or otherwise preparing your initiative petition for circulation and signing.



PROPOSED FOR DIRECT VOTE OF ELECTORS

Title: PEREMPTORY CHALLENGES IN JURY TRIAL

7-9-74

**For**

## Election

520,806

①

[illegible]

[illegible]

County	60 DAY			90 DAY			120 DAY			140 DAY			180 DAY			TOTAL SIG.
	Number	Date	Filed	Number	Date	Filed	Number	Date	Filed	Number	Date	Filed	Number	Date	Filed	
San Joaquin	8	9/10	9/12	8	10/9	10/15										
San Luis Ob.																
San Mateo																
Santa Barbara																
Santa Clara																
Santa Cruz																
Shasta																
Sierra																
Siskiyou																
Solano																
Sonoma																
Stanislaus																
Sutter																
Tehama																
Trinity																
Tulare																
Tuolumne																
Ventura																
Yolo																
Yuba																
SIGNATURES SUB-TOTAL																